

1-1 By: Harris S.B. No. 463
1-2 (In the Senate - Filed February 6, 2007; February 21, 2007,
1-3 read first time and referred to Committee on Criminal Justice;
1-4 April 25, 2007, reported favorably by the following vote: Yeas 5,
1-5 Nays 0; April 25, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the statute of limitations for misdemeanors.

1-9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-10 SECTION 1. Article 12.02, Code of Criminal Procedure, is
1-11 amended to read as follows:

1-12 Art. 12.02. MISDEMEANORS. An indictment, ~~or~~ information,
1-13 or complaint for any misdemeanor may be presented within two years
1-14 from the date of the commission of the offense, and not afterward.

1-15 SECTION 2. Chapter 12, Code of Criminal Procedure, is
1-16 amended by adding Article 12.08 to read as follows:

1-17 Art. 12.08. A COMPLAINT IS "PRESENTED," WHEN. A complaint
1-18 is considered as "presented" when it has been filed by the proper
1-19 officer in the proper court.

1-20 SECTION 3. The change in law made by Article 12.02, Code of
1-21 Criminal Procedure, as amended by this Act, does not apply to an
1-22 offense if the prosecution of that offense became barred by
1-23 limitation before the effective date of this Act. The prosecution
1-24 of that offense remains barred as if this Act had not taken effect.

1-25 SECTION 4. This Act takes effect September 1, 2007.

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